



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

LCC:ddj  
Docket No: 4348-00  
29 August 2000

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 29 August 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 7220 PERS 822 of 26 July 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



**DEPARTMENT OF THE NAVY**

**NAVY PERSONNEL COMMAND  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000**

7220  
PERS-822  
26 Jul 00

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF  
NAVAL RECORDS

Via: Assistant for BCNR Matters, Pers-00ZCB

Subj: COMMENTS AND RECOMMENDATION IC [REDACTED]

Ref: (a) BUPERS memo 5420 Pers-00ZCB of 25 Jul 00  
(b) Title 10 USC 2126  
(c) DODFMR Vol 7A, Chap 1, Section 010105, Part A-2

Encl: (1) BCNR file

1. Reference (a) request comments and recommendations in subject officer's case. Specifically, Petitioner request his pay entry base date (PEBD) changed from 16 May 1998 to 30 June 1995.

[REDACTED] signed an Ensign oath of office with a designator of 1985 on 30 June 1995. The 1985 designator indicates a line officer under instruction in the Armed Forces Health Professions Scholarship Program (HPSP) (Dental). Per reference (b) this time is not creditable for any purpose. Per reference (c) a member is entitled to constructive credit if enrolled in HPSP on 14 September 1981 or before.

3. In view of the information above, [REDACTED] is not entitled to PEBD credit or constructive credit while enrolled in HPSP from 30 June 1995 to 15 May 1998. LT [REDACTED] PEBD remains 16 May 1998. Enclosure (2) is returned.

[REDACTED]  
Assistant Branch Head,  
Officer Retirements